

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

FELONY

INDICTMENT FOR VIOLATIONS OF
THE FEDERAL CONTROLLED SUBSTANCES ACT
AND FEDERAL GUN CONTROL ACT

UNITED STATES OF AMERICA

* CRIMINAL DOCKET NO:

v.

*

SECTION:

*

STEVEN HEBERT

* VIOLATIONS: 21 U.S.C. 841(a)(1)
18 U.S.C. 922(g)(1)
* 18 U.S.C. 924(a)(2)

* * *

The Grand Jury charges that:

COUNT 1

On or about September 13, 2007, in the Eastern District of Louisiana, the defendant, **STEVEN HEBERT**, did knowingly and intentionally distribute fifty grams or more of cocaine base ("crack"), a Schedule II narcotic drug controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1), and 841(b)(1)(A).

COUNT 2

On or about November 12, 2008, in the Eastern District of Louisiana, the defendant,

STEVEN HEBERT, did knowingly and intentionally distribute five grams or more of cocaine base ("crack"), in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(B).

COUNT 3

On or about February 13, 2009, in the Eastern District of Louisiana, the defendant, **STEVEN HEBERT**, did knowingly and intentionally possess with the intent to distribute five hundred grams or more of cocaine hydrochloride, a Schedule II narcotic drug controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(B).

COUNT 4

On or about February 13, 2009, in the Eastern District of Louisiana, the defendant, **STEVEN HEBERT**, did knowingly and intentionally possess with the intent to distribute five grams or more of cocaine base ("crack"), a Schedule II narcotic drug controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(B).

COUNT 5

On or about February 13, 2009, in the Eastern District of Louisiana, the defendant, **STEVEN HEBERT**, having previously been convicted of a crime punishable by imprisonment for a term exceeding one year, to wit: a conviction on or about April 22, 1998, in case number 301,321 in the Thirty-Second Judicial District Court for the Parish of Terrebonne, State of Louisiana, for possession with intent to distribute cocaine, in violation of La. R.S. 40:967(A)(1), did knowingly possess in and affecting commerce two (2) firearms, to wit: a nine millimeter semi-automatic handgun, and a .38 caliber revolver; all in violation of Title 18, United States Code, Sections 922(g)(1) and 924(a)(2).

NOTICE OF DRUG FORFEITURE

1. The allegations of Counts 1 through 4 of this Indictment are realleged and incorporated by reference as though set forth fully herein for the purpose of alleging forfeiture to the United States of America pursuant to the provisions of Title 21, United States Code, Section 853.

2. As a result of the offenses alleged in Counts 1 through 4, the defendant, **STEVEN HEBERT**, shall forfeit to the United States pursuant to Title 21, United States Code, Section 853, any and all property constituting or derived from any proceeds the defendant obtained directly or indirectly as a result of the said violations and any and all property used or intended to be used in any manner or part to commit and to facilitate the commission of the violations alleged in Counts 1 through 4 of this Indictment.

3. If any of the property subject to forfeiture pursuant to Paragraph 2 of this Notice of Forfeiture, as a result of any act or omission of the defendant:

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third person;
- c. has been placed beyond the jurisdiction of the Court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be subdivided without difficulty;

it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of said defendant up to the value of the above forfeitable property.

All in violation of Title 21, United States Code, Section 853.

NOTICE OF GUN FORFEITURE

1. The allegations of Count 5 of this Indictment are realleged and incorporated by reference as though set forth fully herein for the purpose of alleging forfeiture to the United States of America pursuant to the provisions of Title 18, United States Code, Section 924 (d)(1) and Title 28, United States Code, Section 2461(c).

2. As a result of the offense alleged in Count 5, the defendant, **STEVEN HEBERT**, shall forfeit to the United States pursuant to Title 18, United States Code, Section 924(d)(1) and Title 28 United States Code, Section 2461, any firearm or ammunition, which was involved in or used in a knowing violation of Title 18, United States Code, Section 922(g)(1) alleged in Count 5 of the Indictment.

3. If any of the property subject to forfeiture pursuant to Paragraph 2 of this Notice of Forfeiture, as a result of any act or omission of the defendant:

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third person;
- c. has been placed beyond the jurisdiction of the Court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be subdivided without difficulty;

it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of said defendant up to the value of the above forfeitable property.


All in violation of Title 18, United States Code, Sections 922 and 924(d)(1) and Title 21,
United States Code, Section 853.

A TRUE BILL:


FOREPERSON



JIM LETTEN
UNITED STATES ATTORNEY
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IAN MASELLI MANN
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New Orleans, Louisiana
May 28, 2009